

**HERMOSA TOWN BOARD  
PUBLIC HEARING FOLLOWED BY REGULAR MEETING  
TUESDAY, MARCH 15, 2016 @ 6pm**



**ROLL CALL:** Kramer called the Public Hearing followed by Regular Meeting to order at 6:05pm with the following members present: Holsworth, King, & Kramer. Daggett, Ferguson, Johnson, Cannon & Smith were also present. Flug & Harris absent. Pledge of Allegiance was led by Kramer.

**CALL FOR CHANGES:** Motion made and seconded to add Annual Report under Finance Office, and the option to rearrange agenda as necessary to accommodate late attendees if necessary, and accept the agenda as amended. Unanimous.

**PUBLIC HEARING:** The board reviewed the request for the transfer of the Operating Agreement covering Retail (on-sale) Liquor-Restaurant at Lazy R from Wiles Real Estate to CLSJR, LLC and the transfer of the Operating Agreement covering Retail (on-off sale) Wine at Lazy R from Wiles Real Estate to CLSJR, LLC. Motion made and seconded to approve the transfer of both licenses as presented; with transfer fee of \$150 each. Unanimous. Motion made and seconded to adjourn the Public Hearing, and reconvene into Regular Session at 6:11pm. Unanimous.

**SURPLUS PROPERTY BID OPENING:** No bids were received for the 2000 Escalade. Motion made and seconded to allow Diamond D Auto to sell the vehicle on consignment including the minimum amount the town will accept. Unanimous.

**CONSENT CALENDAR:** Motion made and seconded to approve the minutes from March 1<sup>st</sup>, 2016 as presented. Unanimous.

**CLAIMS:** Motion made and seconded to approve the March 15<sup>th</sup>, 2016 claims as presented. Unanimous.

<b>Claims for Approval 3/15/2016</b>		
BH Electric Coop	Monthly Statement	\$ 2,862.04
Birch Communications	Monthly Statement	\$ 14.36
Daggett, Shawn	LE Vehicle Brake Replacement	\$ 95.00
EFTPS	941 Payroll Deposit 3-15-2016	\$ 1,077.60
First National Bank	SRF Loan Pay #61	\$ 5,957.81
King, Bob	Reimbursement for Security Light Battery	\$ 43.35
Kramer, Linda	Reimburse Sam's Club & Harveys	\$ 36.57
Office Depot	Newsletter & Office Supplies	\$ 128.96
Pioneer Bank & Trust/CC	LE Firearm, Fuel, Maint., Sftwr Spprt, Supply	\$ 1,775.63
Payroll	LE, FO, Admin, Cleaning	\$ 2,992.27
Rural Development	Rural Development1 Pay#126 (Mar)	\$ 1,278.00
Rural Development	Rural Development2 Pay #74 (Mar)	\$ 417.00
Rural Development	Rural Development3 Pay# 73 (Mar)	\$ 222.00
SD Dept. of Revenue	Sales Tax Payable Jan-Feb	\$ 337.60
USPS	2 Rolls PC Stamps / 1 Roll Regular	\$ 119.00
Vanway Trophy & Awards	Volunteers of Year Plaques & nameplate	\$ 39.83
Whiting Hagg Haag Dorsey & Haag	Attorney Fees (9-22-15 thru 12-31-2015)	\$ 216.25
<b>TOTAL</b>		<b>\$ 17,613.27</b>

**LAW ENFORCEMENT:** Daggett gave his local updates and discussed the radio that is currently installed in the county vehicle with the board. Motion made and seconded to see if the commissioners would accept \$1000 now or agree to have half payment now and the other half in January for the vehicle. Unanimous. Daggett will plan on attending the commission meeting next week with Kramer. He also expressed his gratitude for the continuing support from the town board and the community.

**NEW BUSINESS:** King will present the 2015 Volunteer of the Year plaques at the Post 303 Talent Show on April 9<sup>th</sup>. The board agreed the town needs to apply for the available Local Roads and Local Mosquito Control Program funding, with a higher amount request than last year for the mosquito control. Ferguson advised the calibration of the spraying machine will be done at the meeting in May, at the extension office. Ferguson will measure applicable roads for the grant and Holsworth will contact Wicks at DOT to see if we can get in on their bid. Flug & Kramer went to surplus property and purchased four file cabinets for the record organization project, all of which are now located in the basement. The board discussed the street sweeper attachment and state's policy; Holsworth will ask about this when he speaks with Wicks.

**PLANNING COMMISSION & APPLICATIONS:** PZ March 8<sup>th</sup>, 2016 minutes reviewed. Motion made and seconded to approve Waste Water Tap & Digging Permit Applications for 222 3<sup>rd</sup> Street. Unanimous. Motion made and seconded to hire Ferguson Construction to set manhole on Whitney St. for this hook up. Unanimous. Ferguson has not had opportunity to review the Building Inspector Contract and town has received no updates for the Hermosa Hills Floodplain Development Permit, both pending.

**OLD BUSINESS:** Black Hills Recovery Network Update by Kramer; annual meeting will be scheduled. FEMA Relocation Project Update (BHRN) remains pending. Yard Waste & Building Security Camera Installation Update given by Ferguson; larger box needs to be stabilized prior to installing on pole, and the direct line to Town Hall will be an additional Mt Rushmore Telephone fee of \$47 a month.

**ENGINEER:** All items remain pending. Kramer informed all that Andersen is scheduling DENRs requested meeting during the week of April 18<sup>th</sup>.

**STREET DEPARTMENT:** Ferguson provided updates. Motion made and seconded to send letter for Manhole Repairs to Custer Co. Hwy Dept. and Kieffer Sanitation requesting payment be made to contractor for outstanding invoices the town had hired for repairs. Ferguson has not heard back from P.I.E. regarding the remaining Street Light Repairs. Kramer noted that the solar light for the US Flag at Town Hall is not functioning properly; King offered to look at. Mower Maintenance & Repair was discussed; Ferguson will get price quotes on tires that need replaced.

**WATER DEPARTMENT:** Ferguson provided updates; Water Lines for N 2<sup>nd</sup> St. in N 3<sup>rd</sup> St. Property remain pending; Motion made and seconded to remove completed 2016 Public Works Contract from agenda. Unanimous. Discussed the waterline break at a property and that an informational permit may need to be filed for work being performed.

**SEWER DEPARTMENT:** Ferguson provided updates; will need to obtain a boat to secure the pond doctor, the jet & cleaning will be scheduled for April or May.

**FINANCE OFFICER:** Department Updates included the BHFOG Quarterly Meeting, from March 24<sup>th</sup> in Custer; the 2015 Loss Control Survey; and the 2015 Annual Report Extension. The board has given permission for Johnson to attend quarterly meeting if Harris requests her to; the survey will be added to the next Work Session; the state has granted the request for an extension on the Annual Report, and Harris is scheduling the audit for June.

**LEGAL:** Attorney Schubek had arrived at 7:28pm. Property owner provided updates on work performed and scheduled work to be done. Johnson given directive to contact Claycomb regarding the flood plain issue being resolved and removing it from the court level. Status Hearing is scheduled for April 19<sup>th</sup> so property owner will attend the April 5<sup>th</sup> board meeting with progress so the board can advise attorney. MG Oil – Pot Holes & Trash Abatement, the property was cleaned of trash at \$20 per hour, the abatement will be presented once bill for those services is provided to town hall. The board also requested the fence line below Whitney St be done at the same rate. Discussed the continuing nuisance violations being addressed quicker, the penalty ordinance and extraterritorial inclusion with the town attorney; these will be added to the work session. Other items remain pending. Permitting Requirement for Sidewalks, Driveways & Cement Pads will also be added to the work session.

**SUBCOMMITTEE UPDATES:** All items remain pending; the next work session scheduled for Tuesday, March 29<sup>th</sup> at 6pm.

**TRUSTEE INPUT:** Holsworth – Thanks to everyone for their hard work moving files, furniture, etc., and their wisdom, prayers & blessings to Harris, and let us all leave as friends. King – ditto, also hopes Flug feels better soon. Kramer – concurred with all and added additional gratitude for the volunteering, research, input, and ability to remain respectful while differing in opinions. Kramer also wanted to reiterate that there is still time for citizens to obtain a petition and run for town council.

**EXECUTIVE SESSION:** Motion made and seconded to go into executive session at 8:38pm per SDCL 1-25-2 (1) personnel, and (3) legal consulting for litigation or contractual matters. Motion made and seconded to come out of executive session at 11:18pm; no action taken.

ADJOURN: Motion made and seconded to adjourn the meeting at 11:19pm, mst. Unanimous.

Published once at the approximate cost of \_\_\_\_\_.

ATTEST:

\_\_\_\_\_  
Bobbie L. Johnson  
Assistant Finance Officer

\_\_\_\_\_  
Linda Kramer  
Town Board President